IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL NO.127 OF 2003
IN
WRIT PETITION NO.4846 OF 2003

Shri Vyankatesh Shetkari Vinkari
Sahakari Soot Girni Limited Appellant
vs.
Regional Provident Fund Commissioner,etc. Respondents

Mr.M.S.Topkar for the appellant.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 25th April 2005

P.C.

Heard Mr.M.S.Topkar, the learned counsel for the appellant.

2. This appeal is directed against the order of the learned Single Judge passed on 25th July 2003 whereby while granting stay in favour of the appellant, it has been directed to deposit a sum of Rs.27,54,808/- with the concerned Authority within the time mentioned in the order.

3. From the perusal of the impugned order, we find that the learned Single Judge directed the appellant (writ petitioner therein) to deposit a sum of Rs.27,54,808/- as the said amount reflected the admitted liability of

the appellant towards EPF etc. As a matter of fact the subject matter of liability that was challenged before the learned Single Judge by means of writ petition by the present appellant was to the tune of Rs.54,70,537/-. It was the appellant herein (writ petitioner therein) who stated that an amount of Rs.27,22,937/- was due and payable towards EPF etc.

4. We find no merit in the Letters Patent Appeal and it is dismissed in limine. Further period of eight weeks from today is granted to the appellant to deposit the amount as per the order of the learned Single Judge, if not deposited so far.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)